

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ZUK, Michael Yar
Serial No.: 09/758,133
Filed: January 12, 2001
Title: BRUXISM APPLIANCE AND METHOD OF FORMING
Group: 3764
Examiner:
Attorney Ref.: PAT 354-2 US

October 6, 2006

Mail Stop 16

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia
22314-1450
U.S.A.

Dear Sir:

Request for Status of Refund

Further to our request of November 30, 2005 and the USPTO communication of December 16, 2005, kindly advise as to the status of our refund. Thank you.

Respectfully submitted,
Michael Yar ZUK

/Anne Kinsman/ 

By: _____

Anne Kinsman
Reg. No. 45,291
Borden Ladner Gervais LLP
100 Queen Street, Suite 1100
Ottawa, ON
Canada K1P 1J9
Tel: (613) 237-5160
Fax: (613) 787-3558
E-mail: ipinfo@blgcanada.com

ALK/AAB/aab

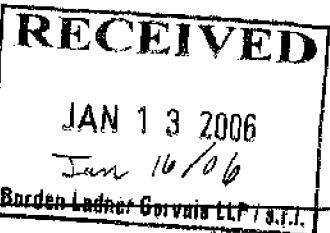
Encls.

1. November 30, 2005 request for refund
2. USPTO communication dated December 16, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE



December 16, 2005

BORDEN LADNER GERVAIS
100 QUEEN STREET
SUITE 1100
OTTWA, ON K1P 1J9
CA

PPR 354-2 - US Patent & Tm

Dear Sir/Madam,

This is to acknowledge receipt of your refund request for 09758133 in the amount of \$100.00.

Your request has been forwarded to the Technical Center Others for review and processing.

To inquire about the status of your refund request, please call 703 308-9010 x177.

Thank you,

Technical Center Others

10/23/03

*** TX REPORT ***

TRANSMISSION OK

TX/RX NO 2986
 RECIPIENT ADDRESS #242915712736500
 DESTINATION ID
 ST. TIME 11/30 13:26
 TIME USE 00:54
 PAGES SENT 3
 RESULT OK

11/30 13:26
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 3
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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/758,133
Filing Date	January 12, 2001
First Named Inventor	Michael Yar ZUK
Art Unit	3764
Examiner Name	
Attorney Docket Number	PAT 354-2

ENCLOSURES (Check all that apply)

Fee Transmittal Form
 Fee Attached
 Amendment/Reply
 After Final
 Affidavits/declaration(s)
 Extension of Time Request
 Express Abandonment Request
 Information Disclosure Statement
 Certified Copy of Priority Document(s)
 Reply to Missing Parts/ Incomplete Application
 Reply to Missing Parts under 37 CFR 1.52 or 1.53

Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a Provisional Application
 Power of Attorney, Revocation
 Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
 CD, Number of CD(s) _____
 Landscape Table on CD

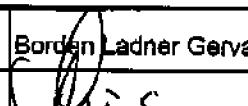
Remarks

Attention: MAILSTOP 16

Fax No.: 571-273-6500

After Allowance Communication to TC
 Appeal Communication to Board of Appeals and Interferences
 Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
 Proprietary Information
 Status Letter
 Other Enclosure(s) (please identify below):
 - Copy of Notice Regarding Change of Power of Attorney dated October 27, 2004

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Borden Ladner Gervais LLP		
Signature			
Printed name	Anne Kinsman		
Date	November 30, 2005	Reg. No.	45,291

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

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Total Number of Pages in This Submission

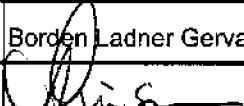
3

Application Number	09/758,133
Filing Date	January 12, 2001
First Named Inventor	Michael Yar ZUK
Art Unit	3764
Examiner Name	
Total Number of Pages in This Submission	3
Attorney Docket Number	PAT 354-2

ENCLOSURES (Check all that apply)

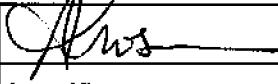
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> - Copy of Notice Regarding Change of Power of Attorney dated October 27, 2004
<input type="checkbox"/> Information Disclosure Statement	<input checked="" type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
<input type="checkbox"/> Remarks		
Attention: MAILSTOP 16		
Fax No.: 571-273-6500		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Borden Ladner Gervais LLP		
Signature			
Printed name	Anne Kinsman		
Date	November 30, 2005	Reg. No.	45,291

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	
Typed or printed name	Anne Kinsman
Date	November 30, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Serial No.: 09/758,133
Filed: January 12, 2001
Title: BRUXISM APPLIANCE AND METHOD OF FORMING
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Examiner:
Attorney Ref.: PAT 354-2 US

November 29, 2005

Commissioner for Patents
United States Patent and Trademark Office
Customer Service Window
Mail Stop 16
Randolph Building
401 Dulany Street
Alexandria, Virginia
22314
U.S.A.

Dear Sir:

REQUEST FOR REFUND UNDER 37 CFR 1.26

Applicant hereby requests a refund of \$100.00 as this amount was mistakenly deducted from our deposit account on October 18, 2005.

Please find attached a Notice Regarding Change of Power of Attorney issued by the Office on October 27, 2004 withdrawing the agents of Borden Ladner Gervais LLP from the above-noted patent application.

The Commissioner is respectfully requested to credit Deposit Account No. 501593 in the amount of \$100.00. Applicant authorizes the Commissioner to make such credits and debits in respect of the Deposit Account such that the proper fees with the proper codes are debited to the account and that excess funds previously charged are credited to the account. Applicant also encloses a transmittal form to accompany this Request for Refund.

Respectfully submitted,

Michael Yar ZUK

By:


Anne Kinsman
Reg. No. 45,291
Borden Ladner Gervais LLP
100 Queen Street, Suite 1100
Ottawa, ON
Canada K1P 1J9
Tel: (613) 237-5160
Fax: (613) 787-3558
E-mail: ipinfo@blgcanada.com

Encl.

1. Notice Regarding Change of Power of Attorney
ALK/JLD/jld